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Counsel to Gemini Trust Company, LLC

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

Genesis Global Holdco, LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 23-10063 (SHL)

GEMINI TRUST COMPANY, LLC, for itself
and as agent on behalf of the Gemini Lenders,

Plaintiff,

v.

GENESIS GLOBAL CAPITAL, LLC,

Defendant.

Adv. Proc. No. 23-01192 (SHL)

1. The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor's tax identification number (as applicable), are: Genesis Global Holdco, LLC (8219); Genesis Global Capital, LLC (8564); Genesis Asia Pacific Pte. Ltd. (2164R). For the purpose of these Chapter 11 Cases, the service address for the Debtors is 175 Greenwich Street, 38th Floor, New York, NY 10007.

GENESIS GLOBAL CAPITAL, LLC,

Plaintiff,

v.

GEMINI TRUST COMPANY, LLC,
individually and as agent on
behalf of the Earn Users, and
EARN USERS 1-232,824

Defendants.

Adv. Pro. No. 23-01203 (SHL)

**NOTICE OF DISTRIBUTION TO GEMINI LENDERS AND COMPLIANCE WITH
THE SETTLEMENT AGREEMENT AMONG THE DEBTORS, GEMINI TRUST
COMPANY, LLC, THE AD HOC GROUP OF GENESIS LENDERS, AND THE
OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

PLEASE TAKE NOTICE that, on March 19, 2024, the Debtors filed the *Debtors' Motion for Entry of an Order Approving a Settlement Agreement Among the Debtors, Gemini Trust Company, LLC, the Ad Hoc Group of Genesis Lenders, and the Official Committee of Unsecured Creditors* (ECF No. 1499) (the "Motion"),² seeking entry of an order approving the settlement agreement between the Debtors, Gemini Trust Company, LLC, the Ad Hoc Group of Genesis Lenders, and the Official Committee of Unsecured Creditors (the "Settlement Agreement").

PLEASE TAKE FURTHER NOTICE that, on April 16, 2024, a hearing on the Motion was held before the Court pursuant to the *Order Implementing Certain Notice and Case Management Procedures* (ECF No. 44).

PLEASE TAKE FURTHER NOTICE that, on April 19, 2024, the Court entered the *Order Approving Settlement Agreement Among the Debtors, Gemini Trust Company, LLC, the Ad Hoc Group of Genesis Lenders, and the Official Committee of Unsecured Creditors* (ECF No. 1598).

2. Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

PLEASE TAKE FURTHER NOTICE that the Debtors appointed Gemini as the Gemini Distribution Agent and authorized Gemini to make all distributions to the Gemini Lenders in accordance with Section 10.1 of the Settlement Agreement.

PLEASE TAKE FURTHER NOTICE that, on May 9, 2024, the Settlement Effective Date occurred and the Debtors completed the Genesis Distribution in accordance with the provisions of Section 2.4 of the Settlement Agreement (see *Notice of Settlement Effective Date and Completion of the Genesis Distribution Pursuant to the Settlement Agreement Among the Debtors, Gemini Trust Company, LLC, the Ad Hoc Group of Genesis Lenders, and the Official Committee of Unsecured Creditors* (ECF No. 1676)).

PLEASE TAKE FURTHER NOTICE that, on May 16, 2024, Gemini completed the Gemini Contribution in accordance with Section 2.1 of the Settlement Agreement.

PLEASE TAKE FURTHER NOTICE that, on May 29, 2024, Gemini delivered 97.76% of the Gemini Distribution Assets to the Gemini Lenders in accordance with Section 2.5(b) of the Settlement Agreement. Gemini Lenders should review the instructions set forth on Gemini's website <https://www.gemini.com/earn> for further information on how to access their Digital Assets.

PLEASE TAKE FURTHER NOTICE that, the Completion Digital Assets (2.24% of the Gemini Distribution Assets) are distributable to the Gemini Lenders pursuant to Section 2.5(c) of the Settlement Agreement upon receipt of DCG Receipts.

Dated: New York, New York
May 29, 2024

HUGHES HUBBARD & REED LLP

By: /s/ Anson B. Frelinghuysen

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